IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

FRIDAY, THE 25TH MAY 2007 / 4TH JYAISHTA 1929

WP(C).No. 13609 of 2006(T)

PETITIONER:

NARAYANAN M.K., HEAD CLERK,
COMMERCIAL TAX OFFICE, KOYILANDY, KOZHIKODE DIST.

BY ADV. SRI.G.HARIHARAN.

RESPONDENTS:
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1. **THE COMMERCIAL TAXES DEPARTMENT,**
   THIRUVANANTHAPURAM.

2. **THE JOINT COMMISSIONER- I,**
   COMMERCIAL TAXES DEPARTMENT,
   THIRUVANANTHAPURAM.

BY GOVT. PLEADER SMT. M.R. SREELATHA.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 25/05/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C). NO.13609/2006:

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P.1: COPY OF THE REQUEST MADE BY THE PETITIONER SEEKING PROMOTION TO THE NEXT HIGHER POST VIDE APPLICATION DTD. 05/10/2005.

EXT.P.2: COPY OF THE SENIORITY LIST OF THE PERSONS COUNT ELIGIBLE TO BE PROMOTED TO THE CADRE OF HEAD CLERK AS PER THE FINAL SENIORITY LIST OF U.D. CLERK OF THE COMMERCIAL TAXES DEPARTMENT FOR THE PERIOD 01/04/96 TO 31/03/99.

EXT.P.3: COPY OF THE PROCEEDING OF THE COMMISSIONER TAX OFFICERS, THIRUVANANTHAPURAM DTD. 10/02/2006.

EXT.P.4: COPY OF THE REPRESENTATION DTD. 14/02/2006.

EXT.P.5: COPY OF THE GOVERNMENT ORDER NO. (P) 322/80/ (192)FIN. DTD. 29/05/1980 ISSUED BY THE FINANCE (P.R.C) DEPARTMENT, GOVERNMENT OF KERALA.

EXT.P.6: COPY OF THE JUDGEMENT MADE IN W.P.(C). NO. 6159/2006 DTD. 06/02/2007.

EXT.P.7: COPY OF THE COMMUNICATION DTD. 04/03/2007 ISSUED FROM THE OFFICE OF THE COMMISSIONER OF COMMERCIAL TAXES.

RESPONDENT'S EXHIBITS: NIL.

//TRUE COPY//

prv.

K.BALAKRISHNAN NAIR, J.

W.P.(C) No.13609 of 2006-T

Dated this the 25th day of May, 2007

J U D G M E N T

The petitioner is the Head Clerk working in the Commercial Taxes Department. He claims promotion to the post of Assistant Commercial Taxes Officer. Claiming this relief he has filed Exts.P1 and P4 representations. The prayer of the petitioner is for a direction to the competent authority to dispose of those representations. He also relies on Ext.P6 judgment in which similar directions were given.

2. I heard the learned Government Pleader for the respondents.

3. The first respondent is directed to consider and pass orders on Ext. P4, in accordance with law, within two months from the date of production of a copy of this judgment.

K.BALAKRISHNAN NAIR, JUDGE.

MS